

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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HOLLY REID CLIFFORD, As Executrix of the
ESTATE OF RAYMOND MAZZEI

Docket No. 7:23-cv-06360-KMK

Plaintiff,

-against-

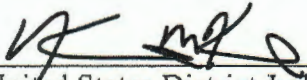
BARBARA JACKSON
Defendant.
-----X

WHEREAS, the parties reached a settlement regarding the above referenced matter as reflected in the attached transcript dated May 1, 2024,

It is now determined:

That the terms as reflected in the attached transcript embody the entire agreement of the parties and shall be enforceable in this or any other court have jurisdiction.

SO ORDERED:



United States District Judge
Kenneth M. Karas

Dated: White Plains, New York
November 4, 2024

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May 01, 2024

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

HOLLY REID CLIFFORD, as Executrix
of the Estate of RAYMOND MAZZEI,

Plaintiff,

vs.

Case No.
7:23-cv-06360-KMK

BARBARA JACKSON,

Defendant.

DEPOSITION OF HOLLY REID CLIFFORD

VOLUME I

May 1, 2024

11:35 A.M.

REMOTE DEPOSITION

REPORTED BY:

Austin Casillas

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1 APPEARANCES:

2
3 For Plaintiffs:

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10 For Defendants:

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12 SUSAN DUNCAN, ESQ.
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15 (516) 229-4402
16 susanduncan@geico.com
17 FILE NO: 23-0122846
18 CLAIM NUMBER: 0559451300101030
19 CLAIMS ADJUSTER: JOHN CONRAD
20
21
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23
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25

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F E D E R A L S T I P U L A T I O N S

IT IS HEREBY STIPULATED AND AGREED by and between the counsel for the respective parties herein that the sealing, filing and certification of the within deposition be waived; that the original of the deposition may be signed and sworn to by the witness before anyone authorized to administer an oath, with the same effect as if signed before a Judge of the Court; that an unsigned copy of the deposition may be used with the same force and effect as if signed by the witness, 30 days after service of the original & 1 copy of same upon counsel for the witness.

IT IS FURTHER STIPULATED AND AGREED that all objections except as to form, are reserved to the time of trial.

* * * *

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May 01, 2024

1 REMOTE DEPOSITION, NEW YORK;

2 Wednesday, May 1, 2024, 11:35 A.M.

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MS. DUNCAN: The parties have agreed to a
settlement of \$230,000 in this case, inclusive of all
fees, liens, et cetera.

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Mr. Dichiaro, when do you think you're going to
get us the Stip?

10

11

MR. DICHiaro: I'll get you the Stip by the end
of the week. Do you mean a Stip of this continuance?

12

13

MS. DUNCAN: Yes.

14

15

MR. DICHiaro: Yeah. I'm not going to file any
Stip until -- or I'm fine to give it to you to hold an
escrow pending our receipt of settlement.

16

17

MS. DUNCAN: Of course. The case is settled,
\$230,000 inclusive of everything. So stipulated?

18

19

MR. DICHiaro: Yes, it is. When do you think
that process will get a check?

20

21

MS. DUNCAN: Can you say so stipulated, so I
know that it's on the record?

22

23

MR. DICHiaro: Yes, so stipulated.

24

25

MS. DUNCAN: I know that I'm getting texts
right now from my claims adjuster who's anxious to
settle this case and get it off his books. He can't get

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1 it off his books until he gets the Stip and sends out
2 the check. So, as soon as possible. If you can email
3 me the Stip today, perfect. I'll get it to him, and
4 he'll get the check out right away. So, it should be a
5 fairly quick process.

6 MR. DICHiaro: All right, good enough.

7 MS. DUNCAN: That's what he's looking for. I
8 don't like to send checks until we have the Stip in
9 hand, okay.

10 MR. DICHiaro: I understand.

11 MS. DUNCAN: Mr. Casillas, thank you. It's a
12 federal case, everybody gets a bill. Thank you very
13 much ladies and gentlemen.

14 MR. DICHiaro: Wait, I don't get a bill for
15 this. I don't get a bill for this deposition.

16 MS. DUNCAN: Okay. It's a federal case,
17 everybody gets a bill, 'cause you have to pay your own
18 expenses. You work it out with them. Thank you.

19 MR. DICHiaro: No. Hold on, hold on. I'm not
20 agreeing.

21 MS. DUNCAN: I don't do billing.

22 MR. DICHiaro: I want to be very clear on the
23 record, I am not -- this is not my deposition, it's not
24 my fee. I don't pay for the deposition transcript. I'm
25 not looking for one, I don't want a bill, I don't have

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1 any relationship with your court reporter. I want to be
2 very clear. She's paying your legal fees and that's it.
3 We're not paying the legal fees. I'm not responsible
4 for deposition process.

5 MS. DUNCAN: You really need to read the
6 federal rules. I'm not paying. I don't know who she
7 is. Please, Mr. Casillas, work it out with your
8 company. I just want to make sure that there's no

9 Medicare, Medicaid, or whatever other liens, Workers'
10 Comp, everything is included in the settlement.

11 MR. DICHiaro: My response to that is that we
12 covered that. The only thing I'm responding to is when
13 you say everyone gets a bill, you're talking about this
14 deposition. I want to be very clear, and Mr. Casillas
15 you have to put this on the record, I'm not paying and
16 I'm not agreeing to pay for this deposition. That's my
17 only point.

18 MS. DUNCAN: That's fine. You need to look at
19 the federal rules, sir. Thank you very much, ladies and
20 gentlemen.

21 MR. DICHiaro: Have a nice day. Mr. Casillas,
22 I'm not getting a bill.

23 THE COURT REPORTER: I have it on the record.

24 MR. DICHiaro: You have a good day.

25 (Deposition concluded at 11:41 A.M.)

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1 STATE OF NEW YORK)

2)

3 COUNTY OF QUEENS)

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6 I, Austin Casillas, a Notary Public within and
7 for the State of New York, do hereby certify that within
8 is a true and accurate record of my stenographic notes.

9 In witness whereof, I have hereunto subscribed my
10 name.

11

12 Dated: May 1, 2024

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Austin Casillas
Austin Casillas

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